IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 21ST MARCH 2007 / 30TH PHALGUNA 1928

Bail Appl..No. 1700 of 2007(V)

CMP.703/2007 of J.M.F.C.-II, CHENGANNUR
CRIME NO.149/2006 OF CHENGANNUR EXCISE RANGE

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PETITIONER/ACCUSED

VINAJAN, S/O. SIVADASAN,
CHANTHIRETHIL VEEDU, MANGALAM MURI,
CHENGANNUR.

BY ADV. SRI.R.VINOD

RESPONDENTS: COMPLAINANT

STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 21/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.RAMKUMAR, J.

Bail Application No. 1700/2007

Dated this 21st day of March, 2007

O R D E R

In this Petition filed under Sec. 439 Cr.P.C. the petitioner who is the accused in C.R. No. 149 of 2006 of Chenganuur Excise Range for an offence punishable under Section 8(2) of the Abkari Act for having been found in possession of 9 liters of illicit arrack, seeks his enlargement on bail. Petitioner was arrested on 19.2.2007.

2. I heard the learned counsel for the petitioner and the learned Public Prosecutor.

3. Having regard to the nature of offence and the other circumstances of the case, I am inclined to grant bail to the petitioner. Accordingly, the petitioner is directed to be released on bail on his executing a bond for Rs. 20,000/- (Rupees twenty thousand only) with two solvent sureties each for the like amount to the satisfaction of the J.F.C.M.-II, Chengannur and subject to the following conditions:

(a). Petitioner shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

(b). The petitioner shall make himself available for interrogation as and when required by the police.

(c). The petitioner shall not influence or intimidate the prosecution witnesses nor shall he attempt to tamper with the evidence for the prosecution.

(d). The petitioner shall not commit any offence while on bail.

4. If the petitioner commits breach of any of the above conditions, the bail granted to him shall be liable to be cancelled.

The application is allowed as above.

V.RAMKUMAR,
JUDGE

mrcs